

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

05 CR 10120 NG

UNITED STATES OF AMERICA	)	Crim. No.
)	
	)	VIOLATIONS:
	)	21 U.S.C. § 963 -
v.	)	Conspiracy to Unlawfully
	)	Import Heroin Into the
	)	United States
)	
1. YOHAN A. GERMONSEN,	)	21 U.S.C. §§ 952, 960 -
	)	Unlawful Importation of
Defendant.	)	Heroin Into the United
	)	States

INFORMATION

COUNT ONE: (21 U.S.C. § 963 - Conspiracy to Unlawfully Import Heroin Into the United States from a Place Outside Thereof, to wit, the Dominican Republic)

The United States Attorney charges that:

Beginning on a date unknown to the United States Attorney, but no later than on or about March 5, 2005 and continuing to on or about March 10, 2005, at Boston, in the District of Massachusetts,

1. YOHAN A. GERMOSEN,

defendant herein, did knowingly and intentionally combine, conspire, confederate, and agree with others, known and unknown to the United States Attorney, to unlawfully import into the United States from a place outside thereof, to wit, the Dominican Republic, heroin, a Schedule I controlled substance, in violation of Title 21, United States Code, Sections 852(a) and 960.

It is further alleged that the conspiracy involved at least 100 grams of a mixture and substance containing a detectable

amount of heroin, a Schedule I controlled substance.

Accordingly, Title 21, United States Code, Section 960(b)(2)(A) is applicable to this Count.

All in violation of Title 21, United States Code, Section 963.

COUNT TWO: (21 U.S.C. §§ 952(a), 960 - Unlawful Importation
of Heroin Into the United States from a Place
Outside Thereof, to wit, the Dominican Republic)

The United States Attorney further charges that:

On or about March 10, 2005, at Boston, in the District of
Massachusetts,

1. YOHAN A. GERMOSEN,

defendant herein, did knowingly and intentionally unlawfully
import into the United States from a place outside thereof, to
wit, the Dominican Republic, heroin, a Schedule I controlled
substance.

It is further alleged that the importation involved at least
100 grams of a mixture and substance containing a detectable
amount of heroin, a Schedule I controlled substance, in violation
of Title 21, United States Code, Section 960(b)(2)(A).

All in violation of Title 21, United States Code, Section
952(a).

FORFEITURE ALLEGATION
(21 U.S.C. § 853 - Criminal Forfeiture)

The United States Attorney further charges that:

1. As a result of committing one or more of the offenses alleged in Counts One and Two of this indictment,

1. YOHAN A. GERMOSEN,

defendant herein, shall forfeit to the United States, pursuant to 21 U.S.C. §853: (1) any and all property constituting or derived from any proceeds the said defendant obtained directly or indirectly as a result of the charged offenses; and (2) any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the offenses.

2. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

All in violation of Title 21, United States Code, Section
853.

MICHAEL J. SULLIVAN
United States Attorney

By:



LISA M. ASIAF
Assistant U.S. Attorney

Dated: May 5, 2005

Criminal Case Cover Sheet

05 CR 10120 NG

U.S. District Court - District of Massachusetts

Place of Offense: _____ Category No. II Investigating Agency ICECity Boston Related Case Information:

County Suffolk Superseding Ind./ Inf. _____ Case No. _____
 Same Defendant _____ New Defendant _____
 Magistrate Judge Case Number 2005-M-0413-RBC
 Search Warrant Case Number _____
 R 20/R 40 from District of _____

Defendant Information:

Defendant Name Yohan A. Germosen Juvenile ☐ Yes ☒ NoAlias Name N/AAddress 114 Essex Street, Lynn, MABirth date (Year only): 1977 SSN (last 4 #): _____ Sex M Race: Hispanic Nationality: D.R.

Defense Counsel if known: John H. Molloy, Esq. Address: 385 Broadway Street
Revere, MA 02151

Bar Number: _____

U.S. Attorney Information:

AUSA Lisa M. Asiaf Bar Number if applicable 634636Interpreter: ☐ Yes ☒ No List language and/or dialect: EnglishMatter to be SEALED: ☐ Yes ☒ No
☐ Warrant Requested ☒ Regular Process ☐ In Custody

Location Status:

Arrest Date: March 10, 2005☐ Already in Federal Custody as _____ in _____☐ Already in State Custody _____ ☐ Serving Sentence ☐ Awaiting Trial☒ On Pretrial Release: Ordered by M.J. Collings on March 10, 2005Charging Document: ☐ Complaint ☒ Information ☐ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 2

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☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: May 5, 2005Signature of AUSA: Lisa M. Asiaf

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District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Yohan A. Germosen

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>18 U.S.C. § 963</u>	<u>Conspiracy to Import heroin into the U.S.</u>	<u>1</u>
Set 2	<u>18 U.S.C. §§ 952(a), 960</u>	<u>Importation of heroin into the United States</u>	<u>2</u>
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: